

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Steve Yao Art Unit : 2629
Serial No. : 10/800,406 Examiner : Shaheda Abdin
Filed : March 12, 2004
Title : MONITORING MECHANISMS FOR OPTICAL SYSTEMS

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Notice of Allowance Date: November 1, 2007

RESPONSE TO NOTICE OF ALLOWANCE

In response to the Notice of Allowance mailed November 1, 2007, enclosed are a completed issue fee transmittal form PTOL-85b (1 page) and an Amendment After Allowance Pursuant to 37 CFR §1.312 (11 pages).

COMMENTS ON EXAMINER'S REASONS
FOR ALLOWANCE AND STATEMENT OF INTERVIEW

Applicant appreciates the opportunity to have discussed the pending claims with the examiner in a telephone interview on October 23, 2007. In the telephone interview, the applicant's representative and the Examiner discussed amendments to claims 1-4 and 30. During the interview agreement was reached that cancelling claims 1-4 and 30 would overcome the art of record, subject to further search and review.

It is agreed that the limitations recited in the examiner's Reasons for Allowance are not taught or suggested by the art of

record, and that the allowed independent claims 16, 19, and 26 are distinguished from the cited prior art for at least the reasons stated in the Reasons for Allowance. Applicant does not concede that the stated reasons are the only grounds for patentability of the allowed claims, that the limitations excluded from the Reasons for Allowance are taught or suggested by the art of record, or that all of the limitations are necessary for patentability of the allowed claims or other claims directed to the disclosed subject matter. For example, other claims including different limitations are patentable over the cited prior art.

Please apply the required fees in the amount of \$1,020 to our Deposit Account No. 06-1050.

Respectfully submitted,

Date: February 1, 2008

/Bing Ai/

Bing Ai

Reg. No. 43,312

Fish & Richardson P.C.
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PART B – FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax **(571) 273-2885**

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "TEL ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

20985 7590 11/01/2007

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/800,406	03/12/2004	Xiaotian Steve Yao	12361-028001	7138

TITLE OF INVENTION: MONITORING MECHANISMS FOR OPTICAL SYSTEMS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$720	\$300	\$1020	02/01/2008

EXAMINER	ART UNIT	CLASS-SUBCLASS
ABDIN, SHAHEDA	2629	398-152000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Fish & Richardson P.C.

2. _____

3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE (CITY AND STATE OR COUNTRY)

General Photonics Corporation

Chino, CA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 06-1050 (enclose an extra copy of this form).

5. Change In Entity Status (from status indicated above)

- ☐ Ja. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ Jb. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered agent or, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature) /Bing Ai/

(Date) February 1, 2008

Typed or Printed Name Bing Ai

Registration No. 43,312

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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